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2 **UNITED STATES DISTRICT COURT**  
3 **NORTHERN DISTRICT OF CALIFORNIA**  
4 **SAN JOSE DIVISION**

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6 SUMOTEXT CORP.,  
7 Plaintiff,  
8 v.  
9 ZOOVE, INC., et al.,  
10 Defendants.

Case No. 16-cv-01370-BLF

**ORDER DENYING PLAINTIFF'S  
ADMINISTRATIVE MOTION TO FILE  
EXHIBIT A UNDER SEAL**

[Re: ECF 275]

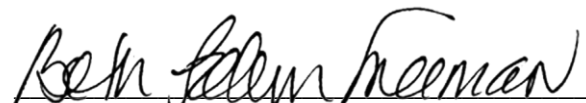
11  
12 On April 19, 2018, the Court issued an order dismissing Plaintiff's claims against  
13 Defendant Mblox without leave to amend. *See* Dismissal Order, ECF 251. Plaintiff has filed a  
14 motion for leave to file a motion for relief from that dismissal order, *see* ECF 274, and an  
15 administrative motion to seal the exhibit ("Exhibit A") which forms the basis for the motion for  
16 leave, *see* ECF 275.

17 Plaintiff brings the administrative motion to seal Exhibit A because that document has  
18 been designated confidential by another party, Defendant StarSteve. Under Civil Local Rule 79-  
19 5(e)(1), StarSteve was required to file a declaration within four days of Plaintiff's filing of the  
20 administrative motion, establishing that Exhibit A is sealable. StarSteve did not file the required  
21 declaration (or any other response) within the time provided. Accordingly, the administrative  
22 motion to seal is DENIED.

23 Under Civil Local Rule 79-5(e)(2), Plaintiff may file Exhibit A in the public docket no  
24 earlier than four days, and no later than ten days, after the filing of this order.

25 **IT IS SO ORDERED.**

26 Dated: September 18, 2018

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28 BETH LABSON FREEMAN  
United States District Judge